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January 27, 2011

**VIA ECF**

U.S. District Judge Denis R. Hurley  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Central Islip, New York 11722

Re: *Jose A. Reyes, et al. v. Timothy Lyons, et al.*,  
No. CV-10-4567 (DRH) (ETB)

Dear Judge Hurley:

We represent the Defendants Timothy Lyons, Wayne Burke and Lyons Associates, Inc., (collectively, "Defendants") in the above-referenced litigation. We write to respectfully request an extension of the January 28, 2011 deadline for Defendants to answer, move or otherwise respond to plaintiffs' amended complaint until March 11, 2011. We also request an adjournment of the February 4, 2011 initial scheduling conference.

Prior requests for extension were made on December 6, 2010 and January 5, 2011. Both requests were granted. We request a third extension because the parties have agreed to a settlement and are in the process of documenting it. We have no reason to believe that the settlement will not be finalized, but wish to reserve Defendants' right to answer, move or otherwise respond to plaintiffs' amended complaint.

Opposing counsel consents to this request and an executed stipulation extending Defendants' time to respond is attached as Exhibit A. There are presently no other dates requiring modification.

Thank you for your consideration of this request.

Respectfully submitted,



Lisa M. Harris

Enclosure